

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF PUERTO RICO

TODD'S POINT MARINA, LTD.,

*

Plaintiff

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v.

Civ. No. 96-2270 (PG)

ANTONIO ROJAS d/b/a VENUS MARITIME AND
COMET LINES, INC.

*

Defendants

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OPINION & ORDER

As part of its responsibility for managing its docket, this Court has revisited the file of this case and notes the following chronology of events:

1. *October 18, 1996*: Case is transferred from the Southern District of New York. (Dkt. 1)
2. *March 26, 1997*: A motion by Todd's Point Marina, Ltd. for Antonio Bird, Jr. to withdraw as attorney is filed, which the Court later granted. (Dkt. 5)
3. *April 1, 1997*: Status conference held, where Attorney Harry Ezratty indicates that plaintiff will request default be entered against defendant. (Dkt. 6)
4. *April 2, 1997*: Notice of Default is filed by Todd's Point Marina, Ltd. (Dkt. 7)
5. *April 4, 1997*: Amended Notice of Default is filed by Todd's Point Marina, Ltd. (Dkt. 9) The Court noted the submissions.
6. *June 6, 1997*: A letter which the Court ruled be filed as a Motion to Inform is sent by Todd's Point Marina, Ltd. regarding the status of the application for default. (Dkt. 10)

DISCUSSION

No action has been taken in this case since June 17, 1997, when the Court issued a margin order ruling that a letter sent by Todd's Point Marina, Ltd. be filed as a Motion to Inform. After nearly three years on inactivity, the Court puts this case to rest.

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2.

It is the plaintiff's responsibility to develop and prosecute its own case. This Court has the responsibility "to achieve the orderly and expeditious disposition of cases," *Link v. Wabash R.R. Co.*, 370 U.S. 626, 630-31 (1962). Therefore, pursuant to this "court['s] . . . unquestionable authority to dismiss a case with prejudice for want of prosecution in order to prevent undue delay in the disposition of pending cases, docket congestion and the possibility of harassment of defendant," *Jardines Ltd. Partnership v. Executive HomeSearch Realty Serv. Inc.*, 178 F.R.D. 365 (D.P.R. 1998); *see also Zavala-Santiago v. González-Rivera*, 553 F.2d 710 (1st Cir. 1977), the Court **DISMISSES** the case **WITH PREJUDICE**. This Court's docket is congested enough and there is no place for plaintiffs who sit back and waste the Court's valuable time.

WHEREFORE, the above captioned case is hereby **DISMISSED** with prejudice.

IT IS SO ORDERED.

San Juan, Puerto Rico, May 17, 2000.



JUAN M. PEREZ-GIMENEZ
U. S. District Judge